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David Saliwanchik

David R. Saliwanchik, Patent Attorney

CLAIM OF PRIORITY UNDER 35 USC §119
Examining Group 1614
Patent Application
Docket No. GJE-6757C1
Serial No. 10/617,847

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit	:	1614
Applicants	:	Hazel Judith Bardsley, David Cavalla, Robert William Gristwood
Serial No.	:	10/617,847
Filed	:	July 10, 2003
Conf. No.	:	7988
For	:	New Therapeutic Use of 4-(2-Fluorophenyl)-6-Methyl-2-(1-Piperazinyl)Thieno[2,3-D]Pyrimidine

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CLAIM OF PRIORITY UNDER 35 USC §119

Sir:

The applicants in the above-identified patent application hereby reaffirm claim to the right of priority granted pursuant to 35 USC §119 based upon Great Britain Patent Application No. 0216027.3, filed July 10, 2002.

As required by the Statute, a certified copy of Great Britain Patent application No. 0216027.3 is being submitted herewith. The applicants request that the certified copy of the foreign priority application be made of record in the subject application pursuant to MPEP 201.14(b).

Respectfully submitted,

David Saliwanchik

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DRS/la
Attachment: Certified copy of priority document Great Britain Application No. 0216027.3

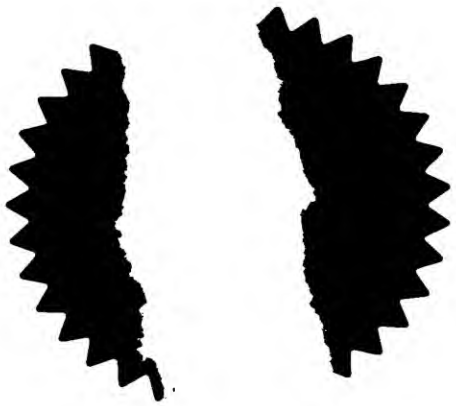
The Patent Office
Concept House
Cardiff Road
Newport
South Wales
NP10 8QQ

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1980 with the same name as that with which it was registered immediately before re-registration save for the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so re-registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Re-registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

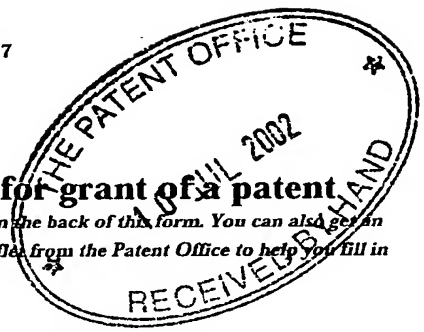


Signed Stephen Hardley

Dated 11 July 2003

Patents Form 1/77

Patents Act 1977
(Rule 16)



The Patent Office

1/77

11JUL02 E732472-5 002890
P01/7700 0.00-0216027.3

Request for grant of a patent

(See the notes on the back of this form. You can also get an explanatory leaflet from the Patent Office to help you fill in this form)

The Patent Office

Cardiff Road
Newport
South Wales
NP9 1RH

1. Your reference

REP06758GB

2. Patent application number
(The Patent Office will fill in this part)

0216027.3

3. Full name, address and postcode of the or of each applicant *(underline all surnames)*

Arachnova Therapeutics Ltd.
95 Halkett Place
St. Helier
Jersey
JE1 1BX

Patents ADP number *(if you know it)*

8137770001

If the applicant is a corporate body, give the country/state of its incorporation

Channel Islands

4. Title of the invention

NEW THERAPEUTIC USE

5. Name of your agent *(if you have one)*

Gill Jennings & Every

"Address for service" in the United Kingdom to which all correspondence should be sent *(including the postcode)*

Broadgate House
7 Eldon Street
London
EC2M 7LH

Patents ADP number *(if you know it)*

745002

6. If you are declaring priority from one or more earlier patent applications, give the country and the date of filing of the or of each of these earlier applications and *(if you know it)* the or each application number

Country	Priority application number *(if you know it)*	Date of filing *(day / month / year)*

7. If this application is divided or otherwise derived from an earlier UK application, give the number and the filing date of the earlier application

Number of earlier application	Date of filing *(day / month / year)*

8. Is a statement of inventorship and of right to grant of a patent required in support of this request? *(Answer 'Yes' if:*

a) any applicant named in part 3 is not an inventor, or
b) there is an inventor who is not named as an applicant, or
c) any named applicant is a corporate body.
See note (d))

YES

Patents Form 1/77

9. Enter the number of sheets for any of the following items you are filing with this form. Do not count copies of the same document

Continuation sheets of this form	
Description	2
Claim *(s)*	1
Abstract	
Drawing *(s)*	

10. If you are also filing any of the following, state how many against each item.

Priority documents	
Translations of priority documents	
Statement of inventorship and right to grant of a patent *(Patents Form 7/77)*	
Request for preliminary examination and search *(Patents Form 9/77)*	
Request for substantive examination *(Patents Form 10/77)*	
Any other documents *(please specify)*	NO

11. For the applicant
Gill Jennings & Every

I/We request the grant of a patent on the basis of this application.

Signature

Date
10 July 2002

12. Name and daytime telephone number of person to contact in the United Kingdom

R E Perry
020 7377 1377

Warning

After an application for a patent has been filed, the Comptroller of the Patent Office will consider whether publication or communication of the invention should be prohibited or restricted under Section 22 of the Patents Act 1977. You will be informed if it is necessary to prohibit or restrict your invention in this way. Furthermore, if you live in the United Kingdom, Section 23 of the Patents Act 1977 stops you from applying for a patent abroad without first getting written permission from the Patent Office unless an application has been filed at least 6 weeks beforehand in the United Kingdom for a patent for the same invention and either no direction prohibiting publication or communication has been given, or any such direction has been revoked.

Notes

a) If you need help to fill in this form or you have any questions, please contact the Patent Office on 0645 500505.

b) Write your answers in capital letters using black ink or you may type them.

c) If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet of paper and write "see continuation sheet" in the relevant part(s). Any continuation sheet should be attached to this form.

d) If you have answered 'Yes' Patents Form 7/77 will need to be filed.

e) Once you have filled in the form you must remember to sign and date it.

f) For details of the fee and ways to pay please contact the Patent Office.

NEW THERAPEUTIC USE

Field of the Invention

This invention relates to a new use for a known compound.

Background of the Invention

Functional bowel disorders are very common and include irritable bowel syndrome (IBS) and functional dyspepsia. IBS is the most common disorder diagnosed by gastroenterologists and one of the more common encountered in general practice. The overall prevalence rate is similar (approx 10%) in most industrialised countries. Some estimates of prevalence have reached 20%. The illness has a large economic impact on health care use and indirect costs, chiefly through absenteeism.

IBS falls into two categories of equal prevalence, constipation, predominant or diarrhoea-predominant. The available treatments are generally poor.

A recent approach to treating diarrhoea-predominant IBS has involved the use of alosetron. This drug works by blocking the 5HT-3 receptor. Other drugs with this mechanism of action have shown some limited activity in this disease, including ganisetron. Alosetron, although effective, was withdrawn due to side-effects on the colon.

A recent approach to treating constipation-predominant IBS involves agonising the 5HT4 receptor. Two such agonists are in clinical trials, i.e. tegaserod and prucalopride. Other approaches being explored include using 5HT1 agonists such as buspirone.

Functional dyspepsia is characterised by impaired accommodation of the stomach to a meal and epigastric pain discomfort or pain. There is often early satiety and weight loss. The disorder is not well understood. Treatments include antispasmodics and drugs affecting gut motility. Early studies suggest that buspirone and serotonin reuptake inhibitors may be useful.

(4-(2-Fluorophenyl)-6-methyl-2-(1-piperazinyl)thieno[2,3-D]pyrimidine monohydrate hydrochloride is known (see US-A-4695568) and has shown activity as an antidepressant. It has serotonin and noradrenergic reuptake blocking properties and this is thought to be the mechanism for its action as an antidepressant. The compound also has 5HT-3 blocking activity.

Summary of the Invention

Surprisingly, it has been found that the known compound identified above has activity in the treatment of functional bowel disorders. Its combination of serotonin and noradrenergic reuptake blockade and 5HT-3 receptor blockade has not previously been

clearly identified as being responsible for activity in functional bowel disorders. It will be appreciated that any suitable form of the active principle may be used, e.g. another salt form, or a prodrug or active metabolite.

Description of Preferred Embodiments

By means of this invention, functional bowel disorders can be treated, e.g. controlled or prevented. For this purpose, the active compound can be formulated in any suitable manner together with a conventional diluent or carrier. The active compound is preferably administered by the oral route; other suitable routes of administration include sublingual/buccal, transdermal, intramuscular, intranasal, rectal, parenteral, subcutaneous, pulmonary and topical. An effective dose of the active agent will depend on the nature and degree of the complaint, the age and condition of the patient and other factors known to those skilled in the art. A typical daily dosage may be 0.1 mg to 5 g.

A pharmaceutical composition containing the active ingredient may be in the form of a sublingual tablet or patch. Suitable compositions for oral use include tablets, troches, lozenges, aqueous or oily suspensions, dispersible powders or granules, emulsions, hard or soft capsules, syrups and elixirs. Suitable additives include sweetening agents, flavouring agents, colouring agents and preserving agents. Tablets contain the active ingredient in admixture with non-toxic pharmaceutically acceptable excipients, e.g. inert diluents such as calcium carbonate, sodium carbonate, lactose, calcium phosphate or sodium phosphate; granulating and disintegrating agents, for example corn starch, or alginic acid; binding agents, for example starch, gelatin or acacia, and lubricating agents, for example magnesium stearate, stearic acid or talc. The tablets may be uncoated or they may be coated by known techniques to delay disintegration and absorption in the gastointestinal tract and thereby provide a sustained action over a longer period. For example, a time delay material such as glyceryl monostearate or glyceryl distearate may be employed. They may also be coated, to form osmotic therapeutic tablets for controlled release. Hard gelatin capsules may include an inert solid diluent, for example calcium carbonate, calcium phosphate or kaolin; soft gelatin capsules may include water or an oil medium, for example peanut oil, liquid paraffin or olive oil.

CLAIMS

1. Use of (4-(2-fluorophenyl)-6-methyl-2-(1-piperazinyl)thieno[2,3-D]pyrimidine or a salt thereof for the manufacture of a medicament for the treatment of a functional bowel disorder.

2. Use according to claim 1, wherein the salt is the hydrochloride monohydrate.

3. Use according to claim 1 or claim 2, wherein the disorder is irritable bowel syndrome.